



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

REGULAR MEETING March 4, 2008 COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Marty Blum called the meeting to order at 2:02 p.m. (The Ordinance Committee met at 12:00 p.m., and the Finance Committee met at 12:30 p.m.)

PLEDGE OF ALLEGIANCE

Mayor Blum.

ROLL CALL

Councilmembers present: Iya G. Falcone, Dale Francisco, Roger L. Horton, Grant House, Helene Schneider, Das Williams, Mayor Blum.

Councilmembers absent: None.

Staff present: City Administrator James L. Armstrong, City Attorney Stephen P. Wiley, Deputy City Clerk Lori Cole.

CEREMONIAL ITEMS

1. Subject: Proclamation Declaring March 7, 2008, As Arbor Day (120.04)

Action: Proclamation presented to Courtney Seeples of Santa Barbara Beautiful.

2. Subject: Employee Recognition - Service Award Pins (410.01)

Recommendation: That Council authorize the City Administrator to express the City's appreciation to employees who are eligible to receive service award pins for their years of service through March 31, 2008.

Documents:

March 4, 2008, report from the Administrative Services Director.

(Cont'd)

2. (Cont'd)

Speakers:

Staff: City Administrator James Armstrong, Fire Captain David Fierro, Fire Captain Donald Levasheff.

By consensus, the Council approved the recommendation. The following employees were recognized:

5-Year Pin

Tom Doolittle, Information Systems Manager, Administrative Services

John Nielsen, Laboratory Analyst II, Public Works

10-Year Pin

Scott Vincent, Assistant City Attorney, City Attorney's Office

Barbara Sansone, Executive Assistant, Police

Eric Beecher, Police Officer, Police

Frank Dealy, Water Distribution Operator II, Public Works

Dale Escobar, Wastewater Collection System Operator Technician, Public Works

Milislav Pavlovic, Senior Control Systems Operator Specialist, Public Works

20-Year Pin

Carol Schmitter, Administrative Specialist, Police

Eric Johnson, Water Distribution Operator Technician, Public Works

Andrea Crippa, Senior Airport Maintenance Worker, Airport

30-Year Pin

David Fierro, Fire Captain, Fire

William Veazey, Fire Engineer, Fire

Donald Levasheff, Fire Captain, Fire

CHANGES TO THE AGENDA

Items Removed From Agenda

At the request of City Administrator James Armstrong, the following items were removed from the Agenda and will be considered on a future agenda:

11. Subject: Public Employee Performance Evaluation - City Administrator (170.01)

Recommendation: That Council hold a closed session for a Public Employee Performance Evaluation per Government Code Section 54957.

Title: City Administrator

Scheduling: Duration, 60 minutes; any time

Report: None anticipated

12. Subject: Public Employee Performance Evaluation - City Attorney (160.01)

Recommendation: That Council hold a closed session for a Public Employee Performance Evaluation per Government Code Section 54957.

Title: City Attorney

Scheduling: Duration, 60 minutes; any time

Report: None anticipated

PUBLIC COMMENT

Speakers: Steve Cushman, Santa Barbara Chamber of Commerce; John Mullen; Peter Marin, Committee for Social Justice; Bret Alan Hughes; Mr. Pennington; Richard Robinson; Naomi Kovacs, Citizens Planning Foundation.

CONSENT CALENDAR (Item Nos. 3 - 9)

Motion:

Councilmembers Williams/Horton to approve the Consent Calendar as recommended.

Vote:

Unanimous voice vote.

3. Subject: Minutes

Recommendation: That Council waive the reading and approve the minutes of the special meeting of February 19, the regular meeting of February 19 (cancelled due to lack of a quorum), and the special meeting of February 21, 2008.

Action: Approved the recommendation.

4. Subject: Fiscal Year 2008 Mid-Year Review (230.04)

Recommendation: That Council:

- A. Accept the Fiscal Year 2008 Interim Financial Statements for the Six Months Ended December 31, 2007; and
- B. Approve the adjustments to appropriations and estimated revenues as shown in the attached Schedule of Recommended Mid-Year Budget Adjustments.

Action: Approved the recommendations (March 4, 2008, report from the Finance Director).

5. Subject: Capital Improvement Projects Second Quarter Report For Fiscal Year 2008 (230.04)

Recommendation: That Council receive, for information only, the Capital Improvement Projects (CIP) Second Quarter Report for Fiscal Year 2008.

Action: Approved the recommendation (March 4, 2008, report from the Acting Public Works Director).

NOTICES

6. The City Clerk has on Thursday, February 28, 2008, posted this agenda in the Office of the City Clerk, on the City Hall Public Notice Board on the outside balcony of City Hall, and on the Internet.
7. Cancellation of the regular Redevelopment Agency meeting of March 4, 2008, due to lack of business.
8. A City Council site visit is scheduled for Monday, March 10, 2008, at 1:30 p.m. to the property located at 1236 San Andres Street, which is the subject of an appeal hearing set for March 11, 2008, at 2:00 p.m.
9. Received a memorandum advising of a vacancy created on the Franklin Center Advisory Committee with the departure of Member Miguel Valle; the vacancy will be part of the next City Advisory Group recruitment.

This concluded the Consent Calendar.

REPORT FROM THE ORDINANCE COMMITTEE

Ordinance Committee Chair Das Williams reported that the Committee met to continue its discussion of a draft Medical Marijuana Dispensary Permanent Ordinance; the Ordinance will be forwarded to Council next week for introduction and subsequent adoption. The Committee did not discuss the Proposed Title 28 Zoning Ordinance Amendments; this item was continued to March 18, 2008.

REPORT FROM THE FINANCE COMMITTEE

Finance Committee Chair Roger Horton reported that the Committee reviewed a report on Fiscal Year 2008 Mid-Year Budget Adjustments, which was approved by the Council as part of this Agenda's Consent Calendar (Item No. 4). The Committee also reviewed the proposed Telecommunications Utility Users Tax, which will be forwarded to Council on a future agenda.

PUBLIC HEARINGS

10. Subject: Appeal Of Historic Landmarks Commission Decision For 517 Chapala Street Development Project (640.07)

Recommendation: That Council:

- A. Uphold the appeal of Peikert Group Architects filed on behalf of H&R Investments and overturn the Historic Landmarks Commission decision to deny Preliminary Approval of a proposed mixed-use project located at 517 Chapala Street; and
- B. Grant the project Preliminary Approval and refer the project back to the Historic Landmarks Commission for in-progress review with specific direction on the project's final design details, as outlined in the Council Agenda Report.

Documents:

- March 4, 2008, report from the Acting Community Development Director.
- March 2, 2008, letter from Robert and Patricia Maxim.
- March 4, 2008, letter from Tony Fischer.

Public Comment Opened:
3:11 p.m.

Speakers:

- Staff: Senior Planner Jaime Limon, Associate Planner Jake Jacobus, City Attorney Stephen Wiley, City Planner Bettie Weiss.
- Planning Commission: Commissioner Harwood White, Commissioner Addison Thompson, Commissioner Bruce Bartlett.
- Historic Landmarks Commission: Commissioner Donald Sharpe, Commissioner Fermina Murray, Commissioner Alex Pujo, Commissioner Robert Adams.
- Appellant: Detlev Peikert, Steve Amerikaner, Lisa Plowman.

Recess: 4:13 p.m. - 4:24 p.m. Mayor Blum left the meeting at 4:13 p.m., and Mayor Pro Tempore Grant House presided for the remainder of the meeting.

Speakers (Cont'd):

- Members of the Public: Karen McFadden; Caroline Vassallo; Tony Vassallo; George Ogle; Comments by Maureen Masson as read by Mayor Pro Tempore House; Leon Olson; James Kahan; Naomi Kovacs, Citizens Planning Association's Land Use Committee; Steve Cushman, Santa Barbara Chamber of Commerce; Cathie McCammon, League of Women Voters; Michael Self, Santa Barbara Safe Streets; Rich Untermann; Wanda Liverniors; Tony Fischer, agent for Pat and Karen McFadden; Kellam de Forest; Jim Westby, Santa Barbara Safe Streets; Gil Barry.

(Cont'd)

10. (Cont'd)

Public Comment Closed:
5:08 p.m.

Motion:

Councilmembers Williams/Horton to approve the recommendations and refer the project back to the Historic Landmarks Commission for in-progress review with specific direction as follows:

1. Incorporate into the design approval the proposed roof decks/garden;
2. Eliminate elevator access to front penthouse roof garden deck and thereby further reduce the height of the tower to an acceptable height as determined by the HLC;
3. Require all air conditioning equipment or solar panels to be screened and hidden from public view; and
4. Reduce total square footage to that which was approved by the Planning Commission and require the applicant to obtain a substantial conformance determination.

Vote:

Unanimous voice vote (Absent: Mayor Blum).

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

Information:

Councilmember Williams advised the Council that next Tuesday, the Santa Barbara County Board of Supervisors will consider an item to address an infestation problem at Cachuma Lake.

ADJOURNMENT

Mayor Pro Tempore House adjourned the meeting at 6:23 p.m. to Monday, March 10, 2008, at 1:30 p.m. for a site visit to 1236 San Andres Street.

SANTA BARBARA CITY COUNCIL

CYNTHIA M. RODRIGUEZ, CMC
CITY CLERK SERVICES MANAGER

MARTY BLUM
MAYOR

ATTEST: _____
LORI COLE
DEPUTY CITY CLERK

GRANT HOUSE
MAYOR PRO TEMPORE